

ENTERED

August 31, 2021

Nathan Ochsner, Clerk

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF TEXAS
HOUSTON DIVISIOND.C., *et al.*,

Plaintiffs.

VS.

KLEIN INDEPENDENT SCHOOL
DISTRICT,

Defendant.

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CIVIL ACTION NO. 4:19-CV-00021

**ORDER ADOPTING MAGISTRATE JUDGE'S
MEMORANDUM AND RECOMMENDATION**

On July 19, 2021, two motions for attorneys' fees filed by the Plaintiffs were referred to United States Magistrate Judge Andrew M. Edison under 28 U.S.C. § 636(b)(1)(B). *See* Dkt. 102 (referring dockets 54 and 98). Judge Edison filed a Memorandum and Recommendation on August 12, 2021, recommending that both of those motions be **GRANTED**. *See* Dkt. 108.

No objections have been filed to the Memorandum and Recommendation. Accordingly, the Court reviews the Memorandum and Recommendation for plain error on the face of the record. 28 U.S.C. § 636(b)(1); *see also* FED. R. CIV. P. 72(b)(3).

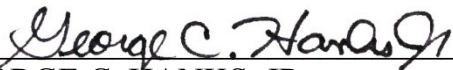
Based on the pleadings, the record, and the applicable law, the Court finds that there is no plain error apparent from the face of the record. Accordingly, it is hereby **ORDERED and ADJUDGED** that:

- (1) Judge Edison's Memorandum and Recommendation (Dkt. 108) is **APPROVED and ADOPTED** in its entirety as the holding of the Court;

- (2) Plaintiffs' first application for attorneys' fees (Dkt. 54) is **GRANTED**;
- (3) Plaintiffs' Second Motion for Attorneys' Fees (For Successful Defense at Fifth Circuit Court of Appeals) (Dkt. 98) is **GRANTED**; and
- (4) Defendant is **ORDERED** to pay:
 - \$76,401.90 in attorney's fees and \$576.20 in costs to Connell Michael Kerr, LLP for reasonable attorney's fees and expenses incurred in proceedings before the district court;
 - \$20,252.50 in attorney's fees and \$472.84 in costs to Philpot Law Office, PLLC for reasonable attorney's fees and expenses incurred in proceedings before the district court;
 - \$40,189.20 to Connell Michael Kerr, LLP for reasonable attorney's fees incurred in proceedings before the Fifth Circuit; and
 - \$8,962.50 to Philpot Law Office, PLLC for reasonable attorney's fees incurred in proceedings before the Fifth Circuit.

It is so **ORDERED**.

SIGNED at Houston, Texas, this 31st day of August, 2021.



GEORGE C. HANKS, JR.
UNITED STATES DISTRICT JUDGE